

The Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, Cranston, RI on Tuesday, August 21, 2007 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Richard, Blackburn, Jasparro, Preiss, Filippi, O'Connell, Walker, Jackson and Pearson. Also present were Executive Director Thomas Coffey and Assistant Administrative Officer Carol Marsella. The following cases were heard.

APPEAL # 050135 : Westbay Community Action, for the property located at 22 Astral Street, Warwick. Chief of Inspections William Howe and Deputy State Fire Marshal Foley appeared for the State Fire Marshal's office. Commissioner Filippi made a motion, seconded by Commissioners Jasparro, Walker and Richard, to grant the Applicant a time variance of 120 days in which to make the required corrections. The motion was unanimous.

APPEAL #050336: Mr. Clinton Pearson, for the property located at 2538 East Main Road in Portsmouth. Deputy Chief Simmons appeared for the Portsmouth Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Walker, to grant the following relief. The Applicant is granted a variance to install interconnected smoke detection with battery back-up in this facility, along with 5/8 inch drywall and a twenty minute solid core door between the occupancies. The Applicant may opt to install a compliant local fire alarm system instead of taking advantage of the

above relief. The plans for either option must be submitted to the Portsmouth Fire Marshal's office within thirty (30) days, and the chosen option must be installed within 120 days of the approval of the plans. The motion was unanimous.

APPEAL #050291: Mr. William Connerton, for the property located at 47 East Main Road, Portsmouth. Deputy Chief Simmons appeared for the Portsmouth Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioners Blackburn and Filippi, to grant the Applicant's requested relief, there being no objection from the Portsmouth Fire Marshal's office. The motion was unanimous.

APPEAL #050360: Ms. Carol Simeone, for the property located at 380/384/386 Carrington Avenue, Woonsocket. Lt. Francis Dunton appeared for the Woonsocket Fire Marshal's office. Vice Chairman Newbrook made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is directed to seal off the basement stairway at the direction and to the satisfaction of the Woonsocket Fire Marshal's office, and when that is completed to the satisfaction of the Woonsocket Fire Marshal's office, the Applicant will receive a variance in order that she will not be required to sprinkle this facility. All other deficiencies listed on the AHJs June 23, 2005 inspection report will be corrected prior to occupancy of the vacant units in this facility. The motion was unanimous.

APPEAL #050364: Mr. Rody A. Fernandez, for the property located at

575 Mason Street, Woonsocket. Lt. Francis Dunton appeared for the Woonsocket Fire Marshal's office. Commissioner Pearson made a motion, seconded by Commissioners O'Connell and Jasparro, to grant the Applicant a variance to allow him to install hard wired and interconnected smoke detectors with battery backup along with an outside horn strobe, in lieu of a local alarm in this facility. This and all other deficiencies shall be corrected at the direction and to the satisfaction of the Woonsocket Fire Marshal's office. The motion was unanimous.

APPEAL #060694: Mr. Richard Sutherland, for the property located at 105 White Rock Road, Westerly. ADSFM John Mackey appeared for the Westerly Fire Marshal's office. Commissioner Blackburn recused himself from consideration of this case. Vice Chairman Newbrook made a motion, seconded by Commissioner Pearson, to grant the following relief. The Board reinstates previously granted variances, directs the Applicant to activate the sprinkler system at once if possible, and grants the Applicant a time variance of thirty days in which to complete all outstanding work at this facility. The AHJ is granted the authority to extend the above time variance for good faith shown. The motion was unanimous.

APPEAL #050854A: Mr. Jerry Hoff, for the property located at 686 Admiral Street, Providence. Lt. Richard Fournier appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioners Newbrook and Walker, to

amend the Board's previous decision to allow the cited door swing at this facility to remain as is. The motion was unanimous.

APPEAL #070216: Mr. Gianfranco Marrocco, for the property located at 14 Crout Street, Providence. Lt. Richard Fournier appeared for the Providence Fire Marshal's office. The Applicant's requested relief from the provisions of section 11.11.1.3 was granted by a unanimous vote.

APPEAL #070361: Live Theatre, LLC, for the property located at 358/364 Cards Pond Road, Matunuck. ADSFM Bruce Rice appeared for the Union Fire District Fire Marshal's office. Commissioner O'Connell made a motion, seconded by Commissioner Jackson, to grant the Applicant's request for relief, in the absence of an objection by the AHJ. The motion was unanimous.

Respectfully submitted,

Carol Marsella

Assistant Administrative Officer